

AF/GAU 3613/p
#6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
S. GREGORY SMITH

Case No.: GS-8B

Serial No.: 09/148,090

Group Art Unit: 3613

Filed: September 3, 1998

Examiner: D. Butler

For: TILT CONTROL APPARATUS FOR VEHICLES

Wilmington, Delaware
May 19, 1999

Asst. Commissioner for Patents
Box AF
Washington, DC 20231

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Sir:

RESPONSE UNDER 37 CFR 1.116

In the Final Rejection dated February 5, 1999, the Examiner states in Section 4:

“Applicant’s arguments filed January 25, 1999 have been fully considered but they are not persuasive for the above reasons. The examiner agrees with applicant’s representative that the Smith patents are not available under 35USC 102 and/or 35USC103. It appears to the examiner that a proper terminal disclaimer would overcome the above double patenting rejections.

Accordingly, a terminal disclaimer signed by applicant’s representative, the attorney of record, is attached to this response.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Asst. Commissioner for Patents, Box AF, Washington, DC 20231.

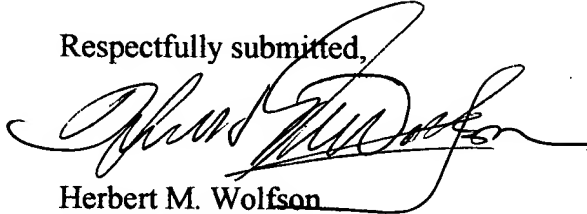

Herbert M. Wolfson

5/20/99
Date

Two copies of a Petition to Extend Time for response to the Action of February 5, 1999 for a period of one (1) month to June 5, 1999 and a check for \$55.00 also accompany this response

The allowance of Claims 1-8 is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Herbert M. Wolfson', written over a horizontal line.

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